

**AUSTIN CITY COUNCIL  
MINUTES****REGULAR MEETING  
THURSDAY, SEPTEMBER 30, 2021**

The following represents the actions taken by the Austin City Council in the order they occurred during the meeting. While the minutes are not in sequential order, all agenda items were discussed. The City Council of Austin, Texas, convened in a regular meeting on Thursday, September 30, 2021 in the Council Chambers of City Hall, 301 W. 2<sup>nd</sup> Street, Austin, Texas and via videoconference.

Mayor Pro Tem Harper-Madison called the Council Meeting to order at 10:14 a.m. Mayor Adler appeared via videoconference.

**CONSENT AGENDA**

1. Approve the minutes of the Austin City Council budget adoption of August 11, 2021, special called of August 17, 2021, work session of August 24, 2021, regular meeting of August 26, 2021, discussion of August 30, 2021, work session of August 31, and regular meeting of September 2, 2021.

**The motion to approve the minutes of the Austin City Council budget adoption of August 11, 2021, special called of August 17, 2021, work session of August 24, 2021, regular meeting of August 26, 2021, discussion of August 30, 2021, work session of August 31, and regular meeting of September 2, 2021 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

2. Authorize issuance of energy efficiency program rebates by Austin Energy during Fiscal Year 2021-2022, in an amount not to exceed \$2,700,000 for multifamily energy efficiency rebates and \$3,350,000 for commercial and small business energy efficiency rebates, for a total combined amount not to exceed \$6,050,000. September 21, 2021- Recommended by the Resource Management Commission on a 6-0 vote, with Commissioners Angoori, Brenneman, Davis, and Smith absent, and one vacancy. Strategic Outcome(s): Government that Works for All.

**The motion authorizing the issuance of energy efficiency program rebates by Austin Energy was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 10-1 vote. Council Member Kelly voted nay.**

**Items 3 and 4 were pulled for discussion.**

5. Approve an ordinance accepting grant funds from the Texas Department of Emergency Management and amending the Fiscal Year 2020-2021 Operating Budget Special Revenue Fund

(Ordinance No. 20200811-001) to appropriate \$158,996 in grant funds for Austin Water and Homeland Security and Emergency Management. Strategic Outcome(s): Safety.

**Ordinance No. 20210930-005 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

6. Authorize additional contingency funding for the construction contract with PGC General Contractors, LLC, for the Dalton Lane Site Utilities and Service Center Improvements in the amount of \$248,600 for a total amount not to exceed \$2,519,000. (Note: This contract was awarded in compliance with Chapter 2-9A of the City Code (Minority Owned and Women Business Enterprise Procurement Program). Current Participation to date is 16.12% MBE and 6.46% WBE.) Strategic Outcome(s): Government that Works for All, Mobility.  
**The motion authorizing additional contingency funding for the construction contract with PGC General Contractors, LLC, was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
7. Authorize award and execution of a construction contract with Majestic Service, Inc. (WBE) for the Harold Court Service Center 1 Renovations Rebid project in the amount of \$544,114.00 plus a \$54,411.40 contingency, for a total contract amount not to exceed \$598,525.40. [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 17.78% MBE and 42.41% WBE participation.] District(s) Affected: District 1. Strategic Outcome(s): Mobility.  
**The motion authorizing the award and execution of a construction contract with Majestic Service, Inc. (WBE) was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
8. Authorize award and execution of a construction contract with Muniz Concrete & Contracting, Inc., for the District Cooling Plant #2 Chemical Storage Addition project in the amount of \$593,568.70 plus a \$59,356.87 contingency, for a total contract amount not to exceed \$652,925.57. [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 6.32% MBE and 9.26% WBE participation.] District(s) Affected: District 1. Strategic Outcome(s): Government that Works for All, Health and Environment.  
**The motion authorizing the award and execution of a construction contract with Muniz Concrete & Contracting, Inc., was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
9. Authorize award and execution of a construction contract with Insituform Technologies, LLC, for the In-Situ Wastewater Line Renewal Program (2022-2024) Indefinite Delivery/Indefinite Quantity contract in the amount of \$1,350,000 for an initial one-year term, with two one-year extension options of \$1,350,000 each, for a total contract amount not to exceed \$4,050,000. [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 10.39% MBE and 0.80% WBE participation.] Strategic Outcome(s): Health and Environment.

**The motion authorizing the award and execution of a construction contract with Insituform Technologies, LLC, was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

10. Authorize award and execution of a construction contract with M.A. Smith Contracting Co. Inc., for the Piland Triangle Interconnect project in the amount of \$1,577,340 plus a \$157,734 contingency, for a total contract amount not to exceed \$1,735,074. [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 9.99% MBE and 1.65% WBE participation.] District(s) Affected: District 2. Strategic Outcome(s): Health and Environment.

**The motion authorizing the award and execution of a construction contract with M.A. Smith Contracting Co. Inc., was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

11. Authorize execution of change order #2 to the construction contract with Balfour Beatty Construction Group Inc./Balfour Beatty Construction LLC, for the St. Elmo Cheatham Building Renovations project in the amount of \$170,072.43 for a total contract amount not to exceed \$1,603,578.73. [Note: This contract was awarded in compliance with City Code 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program). Current participation to date is 6.58% MBE and 5.50% WBE.] District(s) Affected: District 2. Strategic Outcome(s): Government that Works for All.

**The motion authorizing the execution of change order #2 to the construction contract with Balfour Beatty Construction Group Inc./Balfour Beatty Construction LLC, was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

12. Authorize negotiation and execution of a professional services agreement with Halff Associates, Inc. (staff recommendation), or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP319 to provide engineering services for the Walnut Creek Trail - IH35 to Southern Walnut Creek project in an amount not to exceed \$5,000,000. [Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 15.80% MBE and 15.80% WBE participation.] District(s) Affected: District 1. Strategic Outcome(s): Mobility.

**The motion authorizing the negotiation and execution of a professional services agreement with Halff Associates, Inc. was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

13. Approve a resolution finding the Competitive Sealed Proposal method of contracting, as authorized by Subchapter D, Chapter 2269 of the Texas Government Code, is the project delivery method that provides the best value to the City for the Zilker Metro Park - Zilker Clubhouse Rehabilitation project to restore the historic building. (Note: MBE/WBE goals will be established prior to issuance of this solicitation.) District(s) Affected: District 8. Strategic Outcome(s): Safety, Health and Environment, Culture and Lifelong Learning.

**Resolution No. 20210930-013 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

14. Authorize award and execution of a construction contract with Muniz Concrete and Contracting Inc., for the Town Lake Metro Park Holly-Festival Vision Plan Implementation Phase 1 project in the amount of \$1,903,775.20 plus a \$193,775.20 contingency, for a total contract amount not to exceed \$2,097,550.40. [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 10.19% MBE and 1.25% WBE participation.] District(s) Affected: District 3. Strategic Outcome(s): Health and Environment, Mobility.  
**The motion authorizing the award and execution of a construction contract with Muniz Concrete and Contracting Inc., was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
15. Authorize award and execution of a construction contract with M.A. Smith Contracting Co., Inc., for the Northern Walnut Creek Hike and Bike Trail Phase 2 project in the amount of \$2,900,230.25 plus a \$290,023.03 contingency, for a total contract amount not to exceed \$3,190,253.28. [Note: This contract will be awarded in compliance with City Code Chapter 2-9A (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 9.18% MBE and 2.38% WBE participation.] District(s) Affected: District 7. Strategic Outcome(s): Health and Environment, Mobility.  
**The motion authorizing the award and execution of a construction contract with M.A. Smith Contracting Co., Inc., was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
16. Authorize negotiation and execution of a professional services agreement with ECM International, Inc., to provide professional project management services for the Montopolis Neighborhood Park and Northwest District Park-Aquatic Facilities - Project Management Services project in an amount not to exceed \$650,000. [Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program). No goals were established for this solicitation.] District(s) Affected: District 3, District 7. Strategic Outcome(s): Health and Environment.  
**The motion authorizing the negotiation and execution of a professional services agreement with ECM International, Inc., was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
17. Authorize negotiation and execution of a professional services agreement with Marmon Mok, LLP (staff recommendation), or one of the other qualified responders for Request for Qualifications Solicitation No. CLMP314 to provide Professional Architectural Services for the Beverly S. Sheffield Northwest District Park and Montopolis Neighborhood Park Aquatic Facilities project in an amount not to exceed \$1,450,000. [Note: This contract will be awarded in compliance with City Code Chapter 2-9B (Minority Owned and Women Owned Business Enterprise Procurement Program) by meeting the goals with 15.90% MBE and 16.00% WBE participation.] District(s) Affected: District 3, District 7. Strategic Outcome(s): Health and Environment.

**The motion authorizing the negotiation and execution of a professional services agreement with Marmon Mok, LLP, was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

18. Authorize negotiation and execution of an extension to the interlocal agreement with the Capital Area Emergency Communications District for the City to maintain and update the District's 9-1-1 GIS database through December 31, 2021. Strategic Outcome(s): Safety.  
**The motion authorizing the negotiation and execution of an extension to the interlocal agreement with the Capital Area Emergency Communications District was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
19. Authorize negotiation and execution of Amendment No. 7 to the interlocal agreement with Austin Travis County Mental Health Mental Retardation Center d/b/a Integral Care for the Homeless Outreach Street Team, which connects homeless individuals and families with the initial services necessary to achieve stability and recovery, to increase funding in the amount of \$289,625, effective October 1, 2021 for additional licensed mental health professionals, for a total contract amount not to exceed \$3,671,457. Strategic Outcome(s): Economic Opportunity and Affordability.  
**The motion authorizing the negotiation and execution of Amendment No. 7 to the interlocal agreement with Austin Travis County Mental Health Mental Retardation Center doing business as Integral Care for the Homeless Outreach Street Team, was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
20. Authorize negotiation and execution of an encroachment agreement with Austin Modern Lofts, LLC, for the permanent aerial encroachments of public right-of-way consisting of approximately 494 square feet for balconies extending along the frontage of Mueller Boulevard and E. 51st Street. District(s) Affected: District 9. Strategic Outcome(s): Government that Works for All.  
**The motion authorizing the negotiation and execution of an encroachment agreement with Austin Modern Lofts, LLC, was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
21. Approve an ordinance amending the Fiscal Year 2020-2021 Austin Fire Department Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$101,850 in grant funds from the Federal Emergency Management Agency for the Assistance to Firefighters Grant. Strategic Outcome(s): Safety.  
**Ordinance No. 20210930-021 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
22. Authorize negotiation and execution of a one-year contract with Austin Tenants' Council to fund and administer the Tenants' Rights Assistance Program for community education and information about tenant protection laws in an amount not to exceed \$290,620. Strategic Outcome(s): Economic Opportunity and Affordability.  
**The motion authorizing the negotiation and execution of a one-year contract with Austin Tenants' Council was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**

23. Approve an ordinance amending Ordinance No. 20210422-053 relating to Chapter 4-2 (Alarm Systems) to correct the numbering for Sections 4-2-13 and 4-2-14 and amend Section 4-2-14 to reference the correct department. Strategic Outcome(s): Government that Works for All, Safety.  
**Ordinance No. 20210930-023 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**
24. Approve an ordinance amending the Fiscal Year 2020-2021 Austin Public Library Department Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$25,000 in grant funds from the Grants to States program from the Texas State Library and Archives Commission's federal funder, Institute of Museum and Library Services, for the costs associated with story book signs on nature walks. Strategic Outcome(s): Culture and Lifelong Learning, Government that Works for All.  
**Ordinance No. 20210930-024 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
25. Ratify an agreement with LVP FFI Austin LLC d/b/a Fairfield Inn & Suites Austin Northwest/Research Blvd, a limited liability company, for the City to occupy the real property located at 13087 Research Blvd, Austin, Texas, 78750 for emergency housing, isolation, and support services related to COVID-19 for a 60-day term, with an option to extend for three additional 30-day terms, for a total amount not to exceed \$957,600. District(s) Affected: District 6. Strategic Outcome(s): Health and Environment.  
**The motion to ratify agreement with LVP FFI Austin LLC doing business as Fairfield Inn & Suites Austin Northwest/Research Blvd, Austin, Texas, 78750 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**
26. Approve an ordinance amending the Fiscal Year 2020-2021 Parks and Recreation Department Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$50,000 in grant funds from the National Endowment for the Humanities to provide funding for the Digital Humanities Advancement Grant for the Creating Community: A Geographical Approach to Inclusive History at Oakwood Cemetery project. District(s) Affected: District 1. Strategic Outcome(s): Economic Opportunity and Affordability, Health and Environment, Culture and Lifelong Learning, Government that Works for All.  
**Ordinance No. 20210930-026 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
27. Authorize negotiation and execution of a park operations and maintenance agreement with The Trail Foundation for the Ann and Roy Butler Hike-and-Bike Trail at Town Lake Metropolitan Park. District(s) Affected: District 3, District 5, District 8, District 9, District 10. Strategic Outcome(s): Health and Environment, Culture and Lifelong Learning, Government that Works for All.  
**This item was postponed to October 21, 2021 on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

28. Authorize negotiation and execution of an amendment to an interlocal agreement with the University of Texas at Austin (UT) to increase the amount payable by the City to UT from \$148,000 to \$196,000 for the costs of research, assessment, and evaluation for the City's Community Based Crime Reduction Program. Strategic Outcome(s): Safety.  
**The motion authorizing the negotiation and execution of an amendment to an interlocal agreement with the University of Texas at Austin (UT) was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**
29. Authorize the negotiation and execution of an interlocal agreement with Travis County for the City to administer the 2021 Justice Assistance Grant Program on behalf of the City and Travis County. Strategic Outcome(s): Safety.  
**The motion authorizing the negotiation and execution of an interlocal agreement with Travis County was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
30. Approve an ordinance amending the Fiscal Year 2020-2021 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$25,647 in additional grant funds from the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, for the Justice Assistance Grant Program for the City and Travis County Fiscal Year 2021 Justice Assistance Grant Project. Strategic Outcome(s): Safety.  
**Ordinance No. 20210930-030 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
31. Approve an ordinance amending the Fiscal Year 2021-2022 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20210811-001) to accept and appropriate \$37,705 in grant funds from the State of Texas, Office of the Governor, Criminal Justice Division, Violence Against Women Act Grant Program for the Austin Police Department Violence Against Women Investigative Project. Strategic Outcome(s): Safety.  
**Ordinance No. 20210930-031 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
32. Approve a resolution authorizing the submission of an application for, and acceptance of, grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department APD Victim Crisis Intervention Project. Strategic Outcome(s): Safety.  
**Resolution No. 20210930-032 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
33. Approve an ordinance amending the Fiscal Year 2021-2022 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20210811-001) to accept and appropriate \$596,106 in grant funds from the State of Texas, Office of the Governor, Criminal Justice Division, Victims of Crime Act Formula Grant Program for the Austin Police Department Victim Crisis Intervention Project. Strategic Outcome(s): Safety.

- Ordinance No. 20210930-033 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
34. Approve a resolution authorizing the submission of an application for, and acceptance of, grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department Crime Lab Enhancement Project. Strategic Outcome(s): Safety.  
**Resolution No. 20210930-034 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
35. Approve an ordinance amending the Fiscal Year 2021-2022 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20210811-001) to accept and appropriate \$366,178 in grant funds from the State of Texas, Office of the Governor, Criminal Justice Division, Coverdell National Forensic Sciences Improvement Act Fund for the Crime Lab Enhancement Project. Strategic Outcome(s): Safety.  
**Ordinance No. 20210930-035 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
36. Approve a resolution authorizing the submission of an application for, and acceptance of, grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department First Responder Mental Health Program. Strategic Outcome(s): Safety.  
**Resolution No. 20210930-036 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
37. Approve a resolution authorizing the submission of an application for, and acceptance of, grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department Special Operations EOD (Explosive Ordnance Disposal) Project. Strategic Outcome(s): Safety.  
**Resolution No. 20210930-037 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
38. Approve an ordinance amending the Fiscal Year 2021-2022 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20210811-001) to accept and appropriate \$109,369 in grant funds from the State of Texas, Office of the Governor, Criminal Justice Division, Edward Byrne Memorial Justice Assistance Grant Program for the Special Operations Explosive Ordnance Disposal Project. Strategic Outcome(s): Safety.  
**Ordinance No. 20210930-038 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
39. Approve a resolution authorizing the submission of an application for, and acceptance of grant funding in the amount of \$446,540 from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department Rifle-Resistant Body Armor Project. Strategic Outcome(s): Safety.  
**Resolution No. 20210930-039 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

40. Approve an ordinance amending the Fiscal Year 2020-2021 Austin Police Department Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$446,540 from the State of Texas, Office of the Governor, Criminal Justice Division, BG-Rifle-Resistant Body Armor Grant Program for the Rifle Resistant Body Armor Project. Strategic Outcome(s): Safety.  
**Ordinance No. 20210930-040 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
41. Authorize negotiation and execution of a subaward agreement with The Other Ones Foundation to provide case management services for individuals experiencing homelessness, in the amount of \$77,852 as part of the Austin Riverside Project. Strategic Outcome(s): Safety.  
**This item was postponed to October 14, 2021 on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
42. Approve a resolution authorizing the submission of an application for, and acceptance of, grant funding from the State of Texas, Office of the Governor, Criminal Justice Division to implement the Austin Police Department APD Violence Against Women Investigative Project. Strategic Outcome(s): Safety.  
**Resolution No. 20210930-042 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
43. Authorize negotiation and execution of an amendment to an interlocal agreement with the University of Texas at Austin for the Austin Police Department to provide assistance in the planning and execution of street closures and related activities required during parades, protests, sporting and other special events, in an amount not to exceed \$750,000. Strategic Outcome(s): Safety.  
**The motion authorizing the negotiation and execution of an amendment to an interlocal agreement with the University of Texas at Austin was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
44. Authorize negotiation and execution of Amendment No. 8 to an agreement with Child, Inc. to provide funding for childcare education programs, to add two 12-month renewal options each in an amount not to exceed \$479,330, for a total revised agreement amount not to exceed \$3,800,744. Strategic Outcome(s): Economic Opportunity and Affordability.  
**The motion authorizing the negotiation and execution of Amendment No. 8 to an agreement with Child, Inc. was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**
45. Authorize negotiation and execution of Amendment No. 7 to an agreement with Austin Independent School District for the provision of tutoring services to youth, to increase funding in an amount not to exceed \$171,059 for a term beginning October 1, 2021 and ending June 30, 2022, for a revised total agreement amount not to exceed \$1,523,398. Strategic Outcome(s): Health and Environment.  
**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Austin Independent School District was approved on consent on Council Member**

**Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**

46. Authorize negotiation and execution of Amendment No. 8 to an agreement with Worksource Greater Austin Area Workforce Board, d/b/a Workforce Solutions Capital Area Workforce Board to provide funding for workforce development and adult education services by adding two 12-month extension options each in an amount not to exceed \$2,718,528, for a revised total agreement amount not to exceed \$21,757,104. Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of Amendment No. 8 to an agreement with Worksource Greater Austin Area Workforce Board, doing business as Workforce Solutions Capital Area Workforce Board was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**

47. Authorize negotiation and execution of Amendment No. 10 to the interlocal agreement with Austin Independent School District to provide mentoring and other services to prevent chronic absenteeism for youth in an amount not to exceed \$12,505 for a nine-month term beginning October 1, 2021 and ending June 30, 2022, for a revised total agreement amount not to exceed \$111,363. Strategic Outcome(s): Health and Environment.

**The motion authorizing the negotiation and execution of Amendment No. 10 to the interlocal agreement with Austin Independent School District was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**

48. Authorize negotiation and execution of Amendment No. 7 to an agreement with Casa Marianella to provide emergency and transitional shelter to immigrants experiencing homelessness through comprehensive support services to enable self-sufficiency, to add one 12-month extension option beginning October 1, 2021 in an amount not to exceed \$201,668, for a revised total agreement amount not to exceed \$1,497,415. Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Casa Marianella was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**

49. Authorize negotiation and execution of Amendment No. 12 to an agreement with Ending Community Homelessness Coalition, Inc. to provide Continuum of Care lead and Homeless Management Information System administrator services, to add one 12-month extension option beginning October 1, 2021 in an amount not to exceed \$243,972, for a revised total agreement amount not to exceed \$1,962,051. Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of Amendment No. 12 to an agreement with Ending Community Homelessness Coalition, Inc. was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**

50. Authorize negotiation and execution of Amendment No. 7 to an agreement with Goodwill Industries of Central Texas, to provide workforce development services to add two 12-month extension options each in an amount not to exceed \$776,551, for a revised total agreement amount not to exceed \$6,157,495. Strategic Outcome(s): Economic Opportunity and Affordability.  
**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Goodwill Industries of Central Texas was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**
51. Authorize negotiation and execution of Amendment No. 7 to an agreement with Easter Seals Central Texas to provide essential health services for lower-income people with disabilities, to add one 12-month extension option beginning October 1, 2021 in an amount not to exceed \$371,509, for a revised total agreement amount not to exceed \$2,574,292. Strategic Outcome(s): Health and Environment.  
**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Easter Seals Central Texas was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
52. Authorize negotiation and execution of Amendment No. 7 to an agreement with Communities in Schools of Central Texas to provide mental health, basic needs, and abuse prevention services to children and youth, to increase funding in an amount not to exceed \$396,654 for the term beginning October 1, 2021 and ending June 30, 2022, for a revised total agreement amount not to exceed \$3,532,487. Strategic Outcome(s): Health and Environment.  
**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Communities in Schools of Central Texas was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
53. Authorize negotiation and execution of Amendment No. 7 to an agreement with the Council on At-Risk Youth to provide services reducing school-age youth crime, youth violence, and drug abuse, to increase funding in an amount not to exceed \$133,379 for the term beginning October 1, 2021 and ending June 30, 2022, for a revised total agreement amount not to exceed \$1,187,836. Strategic Outcome(s): Health and Environment.  
**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with the Council on At-Risk Youth was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**
54. Approve an ordinance amending the Fiscal Year 2020-2021 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20200812-001) to accept and appropriate \$1,432,565 in grant funds from the US Department of Health and Human Services, Centers for Disease Control and Prevention, and to add 8.0 new full-time equivalent grant positions, for the Chronic Disease Community Health Worker Train, Deploy, Engage Grant. Strategic Outcome(s): Health and Environment.  
**Ordinance No. 20210930-054 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

55. Authorize negotiation and execution of Amendment No. 7 to an agreement with Austin Child Guidance Center to provide underserved family mental health services, to add one 12-month renewal option beginning October 1, 2021 in an amount not to exceed \$198,725, for a revised total agreement amount not to exceed \$1,377,022. Strategic Outcome(s): Health and Environment.  
**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Austin Child Guidance Center was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**
56. Approve an ordinance amending the Fiscal Year 2021-2022 Austin Public Health Department Operating Budget Special Revenue Fund (Ordinance No. 20210811-001) to accept and appropriate \$648,271 in additional grant funds from the Texas Department of State Health Services to support the COVID-19 Epidemiology and Lab Capacity Grant. Strategic Outcome(s): Health and Environment.  
**Ordinance No. 20210930-056 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
57. Authorize negotiation and execution of Amendment No. 10 to an agreement with The SAFE Alliance to provide children emergency shelter services, to add one 12-month extension option beginning October 1, 2021 in an amount not to exceed \$98,033, for a revised total agreement amount not to exceed \$714,299. Strategic Outcome(s): Health and Environment.  
**The motion authorizing the negotiation and execution of Amendment No. 10 to an agreement with The SAFE Alliance was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
58. Authorize negotiation and execution of Amendment No. 7 to an agreement with The Arc of the Capital Area to provide support services for people with intellectual and developmental disabilities and their caregivers, to add one 12-month extension option beginning October 1, 2021 in an amount not to exceed \$68,069, for a revised total agreement amount not to exceed \$471,670. Strategic Outcome(s): Health and Environment.  
**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with The Arc of the Capital Area was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
59. Authorize negotiation and execution of Amendment No. 8 to an agreement with The Salvation Army to provide emergency shelter and case management services, to add one 12-month extension option beginning October 1, 2021 in an amount not to exceed \$252,628, for a revised total agreement amount not to exceed \$2,352,587. Strategic Outcome(s): Economic Opportunity and Affordability, Health and Environment.  
**The motion authorizing the negotiation and execution of Amendment No. 8 to an agreement with The Salvation Army was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
60. Authorize negotiation and execution of Amendment No. 5 to an agreement with Austin Travis County Mental Health and Mental Retardation d/b/a Integral Care to provide permanent

supportive housing services to individuals who have experienced chronic homelessness, to add one 12-month extension option in an amount not to exceed \$600,000, for a revised total agreement amount not to exceed \$3,600,000. Strategic Outcome(s): Health and Environment, Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of Amendment No. 5 to an agreement with Austin Travis County Mental Health and Mental Retardation doing business as Integral Care was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

61. Authorize negotiation and execution of Amendment No. 7 to an agreement with VinCare Services of Austin to provide affordable housing and comprehensive support services to women-led families, to add one 12-month extension option beginning October 1, 2021 in an amount not to exceed \$101,146, for a revised total agreement amount not to exceed \$700,869. Strategic Outcome(s): Economic Opportunity and Affordability, Health and Environment.

**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with VinCare Services of Austin was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

62. Authorize negotiation and execution of Amendment No. 8 to an agreement with Texas RioGrande Legal Aid to provide legal and other professional services to low-income clients, to add one 12-month extension option beginning October 1, 2021 in an amount not to exceed \$203,159, for a revised total agreement amount not to exceed \$1,423,547. Strategic Outcome(s): Economic Opportunity and Affordability, Health and Environment.

**The motion authorizing the negotiation and execution of Amendment No. 8 to an agreement with Texas RioGrande Legal Aid was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**

63. Authorize negotiation and execution of Amendment No. 7 to an agreement with Samaritan Center For Counseling and Pastoral Care Inc. to provide mental health services to underserved families, to add one 12-month extension option beginning October 1, 2021 in an amount not to exceed \$105,735, for a revised total agreement amount not to exceed \$732,668. Strategic Outcome(s): Health and Environment.

**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Samaritan Center For Counseling and Pastoral Care Inc. was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

64. Authorize negotiation and execution of Amendment No. 11 to an agreement with Austin Independent School District to provide after-school enrichment services as part of the Prime Time Program, to add one nine-month extension option beginning October 1, 2021, and ending June 30, 2022, in an amount not to exceed \$871,524, for a revised total agreement amount not to exceed \$9,563,364. Strategic Outcome(s): Health and Environment.

**The motion authorizing the negotiation and execution of Amendment No. 11 to an agreement with Austin Independent School District was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**

65. Authorize negotiation and execution of Amendment No. 7 to an agreement with Foundation Communities to provide services addressing low academic performance and childhood obesity for low-income youth, to add one nine-month extension option in an amount not to exceed \$116,706 for the term October 1, 2021, to June 30, 2022, for a revised total agreement amount not to exceed \$1,039,351. Strategic Outcome(s): Economic Opportunity and Affordability.  
**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Foundation Communities was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**
66. Authorize negotiation and execution of Amendment No. 9 to an agreement with The SAFE Alliance to provide intervention services that will address domestic violence and abuse, to add one 12-month extension option beginning October 1, 2021 in an amount not to exceed \$932,495, for a revised total agreement amount not to exceed \$6,080,717. Strategic Outcome(s): Health and Environment.  
**The motion authorizing the negotiation and execution of Amendment No. 9 to an agreement with The SAFE Alliance was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
67. Authorize negotiation and execution of Amendment No. 8 to an agreement with The SAFE Alliance to provide resources and anti-violence, school-based support group, and counseling, services for youth, to add one nine-month extension option beginning October 1, 2021, and ending June 30, 2022, in an amount not to exceed \$137,480, for a revised total agreement amount not to exceed \$1,224,359. Strategic Outcome(s): Health and Environment.  
**The motion authorizing the negotiation and execution of Amendment No. 8 to an agreement with The SAFE Alliance was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**
68. Authorize negotiation and execution of Amendment No. 7 to an agreement with Front Steps for its Rapid Rehousing Program, to add one 12-month extension option through September 30, 2022 in an amount not to exceed \$78,177, for a revised total agreement amount not to exceed \$589,617. Strategic Outcome(s): Economic Opportunity and Affordability.  
**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Front Steps was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**
69. Authorize negotiation and execution of Amendment No. 9 to an agreement with Caritas of Austin to provide services that address the mental health of individuals who have experienced homelessness, to add one 12-month extension option beginning October 1, 2021 in an amount not to exceed \$238,368, for a revised total agreement amount not to exceed \$651,720. Strategic Outcome(s): Health and Environment.  
**The motion authorizing the negotiation and execution of Amendment No. 9 to an agreement with Caritas of Austin was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
70. Authorize negotiation and execution of Amendment No. 4 to an agreement with Family Eldercare, Inc. to provide temporary work and supportive services to individuals experiencing

homelessness, to add one 12-month extension option in an amount not to exceed \$1,066,327 for a revised total agreement amount not to exceed \$3,057,154. Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of Amendment No. 4 to an agreement with Family Eldercare, Inc. was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

71. Authorize negotiation and execution of Amendment No. 7 to an agreement with Communities for Recovery to provide services that address substance misuse in adults, to add one 12-month extension option for the term October 1, 2021 to September 30, 2022 in an amount not to exceed \$91,120, for a revised total agreement amount not to exceed \$544,498. Strategic Outcome(s): Health and Environment.

**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Communities for Recovery was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

72. Authorize negotiation and execution of Amendment No. 3 to an agreement with Youth and Family Alliance d/b/a LifeWorks to provide housing stability services for youth, to add one 12-month extension option in an amount not to exceed \$162,880, for a revised total agreement amount not to exceed \$472,195. Strategic Outcome(s): Health and Environment, Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of Amendment No. 3 to an agreement with Youth and Family Alliance doing business as LifeWorks was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

73. Authorize negotiation and execution of an agreement with Social Finance to provide planning, research, and services for the development of homeless services programs for a 12-month term beginning September 30, 2021, through September 29, 2022, for a total agreement not to exceed \$240,000. Strategic Outcome(s): Health and Environment.

**The motion authorizing the negotiation and execution of an agreement with Social Finance was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

74. Authorize negotiation and execution of agreements to provide public service activities through the Community Development Block Grant that address underserved and low-income individuals, for an initial 12-month term ending September 30, 2022, with three 12-month extension options with the following agencies: Child, Inc., to fund and administer the Early Head Start Child Care Program in an amount not to exceed \$79,325 for the initial term and \$79,325 for each extension option, for a total agreement amount not to exceed \$317,300; Family Eldercare, to fund and administer the Senior Billpayer Services Program in an amount not to exceed \$125,461 for the initial term and \$125,461 for each extension option, for a total agreement amount not to exceed \$501,844; and Young Women's Christian Association of Greater Austin, to fund and administer the Bridge Child Care Voucher Program in an amount not to exceed \$266,044 for the initial term and for each extension option, for a total agreement amount not to exceed \$1,064,176. Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of agreements through the Community Development Block Grant was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

75. Authorize negotiation and execution of Amendment No. 9 to an agreement with The Salvation Army to provide shelter and housing services to individuals experiencing homelessness, to add one 12-month extension option in an amount not to exceed \$343,722, for a revised total agreement amount not to exceed \$1,970,615. Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of Amendment No. 9 to an agreement with The Salvation Army was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

76. Authorize negotiation and execution of an interlocal agreement with Austin Independent School District to fund and administer the Community Development Block Grant Teen Parent Services Program, in an amount not to exceed \$139,910, for an initial 12-month term ending September 30, 2022, and three 12-month extension options not to exceed \$139,910 per extension option, for a total agreement amount not to exceed \$559,640. Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of an interlocal agreement with Austin Independent School District was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

77. Authorize negotiation and execution of an interlocal agreement with Austin-Travis County Integral Care to fund and administer the Community Development Block Grant Youth Services Program in an amount not to exceed \$190,720, for a twelve-month term ending on September 30, 2022, with three twelve-month extension options not to exceed \$190,720 per extension option, for a total agreement amount not to exceed \$762,880. Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of an interlocal agreement with Austin-Travis County Integral Care was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

78. Authorize negotiation and execution of Amendment No. 7 to an agreement with Young Women's Christian Association of Greater Austin for programs that address underserved and low-income individuals' mental health, to add a twelve-month extension option beginning October 1, 2021, in an amount not to exceed \$129,197, for a revised total agreement amount not to exceed \$895,243. Strategic Outcome(s): Health and Environment.

**The motion authorizing the negotiation and execution of Amendment No. 7 to an agreement with Young Women's Christian Association of Greater Austin was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

79. Authorize negotiation and execution of Amendment No. 8 to a contract with Front Steps Homeless Housing and Services Program to extend the contract term through August 30, 2022, for an amount not to exceed \$190,000, for a revised total agreement amount not to exceed \$1,826,611. Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of Amendment No. 8 to a contract with Front Steps Homeless Housing and Services Program was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

80. Authorize negotiation and execution of Amendment No. 12 to an agreement with Foundation Communities to provide permanent supportive housing services, to add one 12-month extension option in an amount not to exceed \$111,149, for a revised total agreement amount not to exceed \$1,070,183. Strategic Outcome(s): Health and Environment, Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of Amendment No. 12 to an agreement with Foundation Communities was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

81. Ratify an agreement with Front Steps to provide staffing for protective lodges for individuals experiencing homelessness with serious underlying health conditions that increase their risk of complications and hospitalization related to COVID-19, in an amount not to exceed \$151,000 for a three-month term ending on September 30, 2021. Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion to ratify the agreement with Front Steps was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

82. Authorize award of a multi-term contract with Schuler Contracting, LLC, to provide sandy and chocolate loam, for up to five years for a total contract amount not to exceed \$5,105,000. (Note: This solicitation was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Health and Environment.

**The motion authorizing the award of a multi-term contract with Schuler Contracting, LLC was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

**Items 83 and 84 were pulled for discussion.**

85. Authorize negotiation and execution of various cooperative contracts during Fiscal Year 2021-2022 for the purchase of computer, network and other technology hardware, software, and related maintenance and technology services, in an amount not to exceed \$63,448,196. (Note: These procurements will be reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9 Minority Owned and Women Owned Business Enterprise Procurement Program. State of Texas Department of Information contracts also have historically underutilized business (HUB) requirements for subcontracting). Strategic Outcome(s): Government that Works for All.

**The motion authorizing the negotiation and execution of various cooperative contracts was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

86. Authorize award of a multi-term contract with Polydyne Inc., for liquid polymer, for up to five years for a total contract amount not to exceed \$4,000,000. (Note: This solicitation was reviewed

for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for this solicitation, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Health and Environment.

**The motion authorizing the award of a multi-term contract with Polydyne Inc. was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

87. Authorize negotiation and execution of a multi-term contract with Versaterm Public Safety, Inc. to provide record management software licenses, maintenance, and support services, for up to five years for a total contract amount not to exceed \$2,400,000. (Note: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established). Strategic Outcome(s): Safety.

**The motion authorizing the negotiation and execution of a multi-term contract with Versaterm Public Safety, Inc. was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

88. Authorize negotiation and execution of a contract with AgileAssets, Inc. to provide a pavement management information system, for a term of five years in an amount not to exceed \$560,000. (Note: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established). Strategic Outcome(s): Safety.

**The motion authorizing the negotiation and execution of a contract with AgileAssets, Inc. was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

89. Authorize negotiation and execution of a contract with Skillpoint Alliance to provide workforce development services, for a term of one year in an amount not to exceed \$287,833. (Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of a contract with Skillpoint Alliance was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

90. Authorize negotiation and execution of a contract with Austin Regional Manufacturers Association to provide workforce development services, for a term of one year in an amount not to exceed \$100,000. (Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of a contract with Austin Regional Manufacturers Association was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

91. Authorize negotiation and execution of a contract with Capital Investing in Development & Employment of Adults, Inc. d/b/a Capital IDEA to provide workforce development services, for a term of one year in an amount not to exceed \$2,199,650. (Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Economic Opportunity and Affordability.

**The motion authorizing the negotiation and execution of a contract with Capital Investing in Development & Employment of Adults, Inc. doing business as Capital IDEA was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

92. Ratify five contracts for emergency repairs and goods for Austin Water with Meylan Enterprises, Inc., PGC General Contractors, LLC d/b/a Peabody General Contractors, Matous Construction LTD, Sun Coast Resources Inc., and DPC Industries, Inc., in the amount of \$1,083,907. (Note: These contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established). Strategic Outcome(s): Health and Environment.

**The motion to ratify the five contracts with Meylan Enterprises, Inc. was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

93. Authorize negotiation and execution of various multi-term cooperative contracts to provide heavy equipment rental services with Anderson Machinery Austin Inc., R B Everett Co., Vermeer Equipment of Texas Inc., and other contractors, each for up to 33 months for total contract amounts not to exceed \$585,000, divided among the contractors. (Note: These procurements were reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for these procurements, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Mobility, Health and Environment.

**The motion authorizing the negotiation and execution of various multi-term cooperative contracts with Anderson Machinery Austin Inc., R B Everett Co., Vermeer Equipment of Texas Inc., was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

94. Authorize amendments to existing cooperative contracts with GT Distributors Inc. d/b/a GT Distributors - Austin and Precision Delta Corp. to provide ammunition, for an increase in the amount of \$650,000 and to extend the term by one year, for revised total contract amounts not to exceed \$1,300,000, divided between the contractors. (Note: These procurements were reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9D Minority Owned and Women Owned Business Enterprise Procurement Program. For the goods required for these

procurements, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Safety.

**The motion authorizing amendments to existing cooperative contracts with GT Distributors Inc. doing business as GT Distributors - Austin and Precision Delta Corp. was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

95. Authorize negotiation and execution of a contract with AssetWorks, LLC to provide a vehicle maintenance and fuel management system, for a term of five years in an amount not to exceed \$2,600,000. (Note: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established). Strategic Outcome(s): Mobility, Government that Works for All.

**The motion authorizing the negotiation and execution of a contract with AssetWorks, LLC was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

**Item 96 was pulled for discussion.**

97. Authorize negotiation and execution of a contract with Ovivo USA LLC to provide maintenance, inspections, and spare parts for the Bosker Trash Rake System located in the Waller Creek Tunnel, in an amount not to exceed \$100,920. (Note: Sole source contracts are exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established). Strategic Outcome(s): Government that Works for All.

**The motion authorizing the negotiation and execution of a contract with Ovivo USA LLC was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

98. Authorize negotiation and execution of a contract with International Association of Fire Fighters to provide fireground survival training, in an amount not to exceed \$81,000. (Note: This procurement was reviewed for subcontracting opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this procurement, there were no subcontracting opportunities; therefore, no subcontracting goals were established). Strategic Outcome(s): Safety.

**The motion authorizing the negotiation and execution of a contract with International Association of Fire Fighters was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

99. Approve the adoption of the Austin Climate Equity Plan, which sets a new community-wide goal of equitably reaching net-zero community-wide greenhouse gas emissions by 2040, using a steep decline path followed by negative emissions. Strategic Outcome(s): Economic Opportunity and Affordability, Mobility, Safety, Health and Environment, Culture and Lifelong Learning, Government that Works for All.

**The motion approving the adoption of the Austin Climate Equity Plan was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**

100. Authorize negotiation and execution of an interlocal agreement with the Austin Independent School District to contribute up to \$355,000.00 from fees collected by the City from cable providers for the purchase of capital equipment for the operation of the educational access channel. Strategic Outcome(s): Government that Works for All.

**The motion authorizing the negotiation and execution of an interlocal agreement with the Austin Independent School District was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**

101. Approve an ordinance authorizing negotiation and execution of an amendment to the interlocal agreement with Capital Metropolitan Transportation Authority (Capital Metro) to continue with design, management, construction and maintenance of transportation system improvements that enhance transit speed, safety, reliability and access through 2027 with an annual payment from Capital Metro of up to \$1,000,000 per year for an amount not to exceed \$6 million over a six year terms; update federal funding requirements; clarify reimbursement provisions; and amending the Fiscal Year 2021-2022 Austin Transportation Department Operating Budget Special Revenue Fund (Ordinance No. 20210811-001) to accept up to \$1,000,000 from Capital Metro; and amending the Fiscal Year 2021-2022 Austin Transportation Department Capital Budget (Ordinance No. 20210811-001) to transfer in and appropriate up to \$1,000,000 from the Austin Transportation Department Operating Budget Special Revenue Fund in support of the development and construction of the transportation system improvements. Strategic Outcome(s): Mobility, Safety.

**Ordinance No. 20210930-101 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

102. Approve an ordinance amending City Code Section 12-4-64(D) to establish a maximum speed limit of 45 MPH for Slaughter Lane (East) from Old Lockhart Road to 1,450 feet east of Vertex Boulevard. District(s) Affected: District 2. Strategic Outcome(s): Mobility, Safety.

**Ordinance No. 20210930-102 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

103. Authorize negotiation and execution of an amendment to the Community Facilities and Cost Reimbursement Agreement for Stormwater Drainage Improvements with 2323 South Lamar, Ltd, to allow the assignment of rights, duties, and obligations to 2323 South Lamar Owner, LLC. District(s) Affected: District 5. Strategic Outcome(s): Mobility, Safety, Government that Works for All.

**The motion authorizing the negotiation and execution of an amendment to the Community Facilities and Cost Reimbursement Agreement with 2323 South Lamar, Ltd, was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

104. Approve appointments and certain related waivers to citizen boards and commissions, to Council committees and other intergovernmental bodies, and to public facility corporations; removal and replacement of members; and amendments to board and commission bylaws.  
**The motion approving appointments and certain related waivers to citizen boards and commissions was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
105. Approve the waiver or reimbursement of certain fees for the 'Hunter 5K Halloween Fun Run' at Bear Creek Elementary School on October 30, 2021. Council Sponsors: Council Member Paige Ellis, Mayor Steve Adler, Council Member Vanessa Fuentes, Council Member Mackenzie Kelly, Mayor Pro Tem Natasha Harper-Madison.  
**The motion approving the waiver or reimbursement of certain fees at Bear Creek Elementary School was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
106. Approve a resolution directing the City Manager to develop a strategy to encourage electric vehicle adoption by City of Austin Employees. Council Sponsors: Council Member Leslie Pool, Mayor Steve Adler, Council Member Alison Alter, Council Member Paige Ellis, Council Member Ann Kitchen.  
**Resolution No. 20210930-106 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**
107. Approve an ordinance waiving or reimbursing certain fees for the 2021 Oktoberfest at Crestview Shopping Center that was held on September 19, 2021. Council Sponsors: Council Member Leslie Pool, Mayor Pro Tem Natasha Harper-Madison, Council Member Vanessa Fuentes, Council Member Kathie Tovo.  
**Ordinance No. 20210930-107 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
108. Approve a resolution directing the City Manager to engage with Travis County on the creation of a joint Austin/Travis County Public Health Commission and to return to Council with a formal recommendation regarding implementation of the commission. Council Sponsors: Mayor Pro Tem Natasha Harper-Madison, Council Member Kathie Tovo, Council Member Ann Kitchen, Council Member Vanessa Fuentes, Mayor Steve Adler.  
**Resolution No. 20210930-108 was approved on consent, as amended below, on Council Member Kitchen's motion, Council Member Ellis' second on a 10-1 vote. Council Member Kelly voted nay.**

**Council Member Tovo offered the following friendly amendment that was accepted without objection. The amendment was to have the last Be It Further Resolved clause read:**

**“Be It Further Resolved:**

**The City Manager is directed to return to council before March 30, 2022, with a formal recommendation on the creation and implementation of creating a joint Austin/Travis County Public Health Commission.”**

109. Approve a resolution directing the City Manager to include language in the agreement between the City and the Austin Parks Foundation (APF) related to the operation of the Zilker Eagle miniature train that provides that APF will distribute all net proceeds from the Zilker Eagle to nonprofits supporting parks across the City in a transparent and equitable manner, such proceeds to be used for park system improvements, upgrades, amenities, and maintenance. Council Sponsors: Council Member Paige Ellis, Mayor Steve Adler, Mayor Pro Tem Natasha Harper-Madison, Council Member Vanessa Fuentes, Council Member Ann Kitchen.

**Resolution No. 20210930-109 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

**Item 110 was pulled for discussion.**

**Action was taken on Item 111 but later reconsidered.**

156. Authorize negotiation and execution of a tenth renewal to an interlocal agreement with Travis County for the City's provision of animal services, for a three-month period beginning October 1, 2021 in an amount not to exceed \$552,315 to be paid to the City. Strategic Outcome(s): Health and Environment.

**The motion authorizing the negotiation and execution of a tenth renewal to an interlocal agreement with Travis County was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

157. Approve an ordinance amending Ordinance Nos. 20210811-008, 20210811-010, and 20210902-071 ordering the November 2, 2021 special municipal elections to add Exhibits B, C, D, E, F, G, and H that adopt English and Spanish versions of the ordinances calling the elections and establishing ballot language, adopt election day and early voting polling places, attach executed contracts for election services and executed joint election agreements, and list election day judges, central counting station staff, and early voting ballot board members; and declaring an emergency.

**Ordinance No. 20210930-157 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

**Item 158 was pulled for discussion.**

159. Authorize negotiation and execution of a tenth renewal to an interlocal agreement with Travis County for the City's provision of public health services, for a three-month period beginning October 1, 2021 in an amount not to exceed \$1,204,406 to be paid to the City. Strategic Outcome(s): Health and Environment.

**The motion authorizing the negotiation and execution of a tenth renewal to an interlocal agreement with Travis County was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

160. Approve a resolution designating the segment of the Mogan Corridor Trail, on the south side of the Mogan Railroad tracks, from the intersection of East 5th St. and Chicon St. to Airport Blvd. as a Tier I urban trail project as defined by the City of Austin Urban Trails Plan. Council Sponsors: Council Member Sabino 'Pio' Renteria, Mayor Steve Adler, Council Member Vanessa Fuentes, Council Member Ann Kitchen, Council Member Leslie Pool.  
**Resolution No. 20210930-160 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**
161. Approve an ordinance waiving or reimbursing certain fees related to the development of the Esperanza Community by The Other Ones Foundation. Council Sponsors: Council Member Ann Kitchen, Mayor Pro Tem Natasha Harper-Madison, Council Member Mackenzie Kelly, Council Member Leslie Pool, Council Member Sabino 'Pio' Renteria.  
**Ordinance No. 20210930-161 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on an 11-0 vote.**

**Item 162 was pulled for discussion.**

#### **GENERAL CITIZEN COMMUNICATIONS**

Emily Cahill- Recent Abortion Law - topics of rape survivor

Ethan Smith- Tracts 16 and 18 of Urban Renewal Board -- Alternate benchmarks to MFI for equity in housing. Brackenridge Tract negotiations.

CarolAnne Rose Kennedy- Yellow Roads of Texas

Debby Wattman- Rezoning Case: C14-2021-0100 – **Not present.**

**Mayor Pro Tem Harper-Madison recessed the meeting to go into Executive Session at 12:22 p.m. without objection. Mayor Adler and Council Member Casar were off the dais.**

#### **EXECUTIVE SESSION**

**The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.**

4. Approve Service Extension Request No. 4652 for wastewater service to a 34.4 acre tract located at 11213 FM 620 within the Drinking Water Protection Zone, partially within the City's full-purpose jurisdiction, partially within the City's 2-mile extra-territorial jurisdiction, and Austin Water's service area. District(s) Affected: District 6. Strategic Outcome(s): Government that Works for All.  
Conducted.

118. Conduct a public hearing and consider an ordinance for the full-purpose annexation of approximately 25.0 acres located in Travis County at 11213 North FM 620 Road; and ratify an agreement with the owner of the land for the provision of services. The property is adjacent to Austin Council District 6. Strategic Outcome(s): Government that Works for All.  
Conducted.
119. Discuss legal issues related to the City's response to COVID-19. (Private consultation with legal counsel - Section 551.071 of the Government Code).  
**Withdrawn.**
120. Discuss real estate and legal matters related to the purchase, exchange, lease, or value of an interest in real property and improvements to be used for historic preservation and affordable housing (Real property - Section 551.072 of the Government Code, and private consultation with legal counsel - Section 551.071 of the Government Code).  
**Withdrawn.**
121. Discuss legal issues involved with lawsuits and claims related to Austin Police Department during the protests that occurred on May 30 and 31, 2020 (Private consultation with legal counsel - Section 551.071 of the Government Code).  
**Withdrawn.**
158. Approve a resolution confirming the City Manager's appointment of Joseph Chacon as Chief of the Austin Police Department in accord with Section 143.013 of the Texas Local Government Code. Strategic Outcome(s): Economic Opportunity and Affordability, Mobility, Safety, Health and Environment, Culture and Lifelong Learning, Government that Works for All.  
**Withdrawn.**
164. Discuss the employment, duties, and evaluation of the City Manager (Personnel matters - Section 551.074 of the Government Code).  
**Withdrawn.**
165. Deliberate the appointment and employment of Joseph Chacon as Chief of the Austin Police Department. (Personnel matters - Section 551.074 of the Government Code).  
**Withdrawn.**

**Mayor Pro Tem Harper-Madison reconvened the Council Meeting at 1:59 p.m.**

### **DISCUSSION ITEMS**

111. Approve a resolution renewing the City of Austin's consistent support for the reproductive rights of individuals who are capable of becoming pregnant, encouraging the business community to join the City in opposing the implementation of SB 8, and directing the City Manager to provide legal resources to support the current lawsuits that challenge SB 8. Council Sponsors: Council Member Paige Ellis, Council Member Gregorio Casar, Mayor Steve Adler, Mayor Pro Tem Natasha Harper-Madison, Council Member Alison Alter, Council Member Kathie Tovo, Council Member Vanessa Fuentes, Council Member Sabino Renteria.

**Resolution No. 20210930-111 was approved on consent on Council Member Kitchen's motion, Council Member Ellis' second on a 9-1 vote. Council Member Kelly voted nay. Council Member Pool abstained.**

**A motion to reconsider this item was approved on Council Member Kitchen's motion, Council Member Fuentes' second on an 11-0 vote.**

**Resolution No. 20210930-111 was approved on Council Member Ellis' motion, Council Member Pool's second on a 10-1 vote. Council Member Kelly voted nay.**

**162. Action was taken on Item 162 and later reconsidered.**

**ZONING AND NEIGHBORHOOD PLAN AMENDMENTS**

122. C14-2020-0143 12121 N IH 35 Rezoning- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12121 North IH 35 Service Road Northbound (Walnut Creek Watershed). Applicant's Request: To rezone from community commercial-conditional overlay (GR-CO) combining district zoning to multifamily residence-moderate high density (MF-4) district zoning. Staff and Zoning and Platting Commission Recommendation: To grant multifamily residence-moderate high density (MF-4) district zoning. Owner/Applicant: Dupius Investments, Ltd. (Daniel McCormack) Agent: Coats Rose (John M. Joseph). City Staff: Heather Chaffin, 512-974-2122. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 1.

**This item was postponed to October 21, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

123. C14-2021-0114 - 12183 Windy Ridge Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 12183 Windy Ridge Road (Lake Travis Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning to single family residence large lot (SF-1) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant single family residence large lot (SF-1) district zoning. Owner/Applicant: Penny Leppin. Staff: Mark Graham, 512-974-3574. District(s) Affected: District 6.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

124. C14-2021-0092 - Rezoning of 1901 W. William Cannon Drive - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1901 West William Cannon Drive, Suite 147 (Williamson Creek Watershed). Applicant's Request: To rezone from community commercial (GR) district zoning to commercial liquor sales (CS-1) district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant commercial liquor sales (CS-1) district zoning. Owner: Field Realty Partners (James

Grady Field). Applicant: Betsy Dees. Agent: Keepers Land Planning (Ricca Keepers). City Staff: Mark Graham, 512-974-3574. District(s) Affected: District 5.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

125. C14-2020-0146 - 11705 Research Blvd Zoning -Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 11705 Research Boulevard Service Road Northbound (Walnut Creek Watershed). Applicant Request: To rezone from limited industrial services-conditional overlay (LI-CO) combining district zoning to limited industrial services (LI) district zoning. Staff Recommendation: To grant limited industrial services-conditional overlay (LI-CO) combining district zoning. Zoning and Platting Commission Recommendation: Forwarded to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: 3M Company. Agent: Drenner Group, PC (Amanda Swor). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

126. NPA-2021-0017.02-Stobaugh Residential- Conduct a public hearing and approve an ordinance amending Ordinance No. 20040401-Z-2 the Crestview/Wooten Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 901 and 907 Stobaugh Street (Little Walnut Creek Watershed) from Single Family to Multifamily land use. Staff Recommendation and Planning Commission recommendation: To grant Multifamily land use. Owners/Applicants: Blue Pig, LLC for 901 Stobaugh Street / Northgate Development, LLC for 907 Stobaugh Street. Agents: Thrower Design (Ron Thrower and Victoria Haase). City Staff: Maureen Meredith, Housing and Planning Department (512) 974-2695. District(s) Affected: District 7.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

127. C14-2021-0055 - 901 & 907 Stobaugh Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 901 and 907 Stobaugh Street (Little Walnut Creek Watershed; Waller Creek Watershed). Applicant's Request: To rezone from family residence-neighborhood plan (SF-3-NP) combining district zoning to multifamily residence moderate-high density-neighborhood plan (MF-4-NP) combining district zoning. Staff Recommendation: To grant multifamily residence medium density-neighborhood plan (MF-3-NP) combining district zoning. Planning Commission Recommendation: To grant multifamily residence medium density-conditional overlay-neighborhood plan (MF-3-CO-NP) combining district zoning. Owners: 901 Stobaugh Street: Blue Pig, LLC, (Lisa Gray); 907 Stobaugh Street: Northgate Development, LLC. Agent: Thrower Design, (A. Ron Thrower and Victoria Haase). Staff: Mark Graham, 512-974-3574. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 7.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

128. C14-2021-0059 - 2100 Polaris Avenue - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 2100 Polaris Avenue (Little Walnut Creek Watershed). Applicant Request: To rezone from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to general commercial services-mixed use-neighborhood plan (CS-MU-NP) combining district zoning. First reading approved general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning on July 29, 2021. Vote 11-0. Owner/Applicant: C & K Polaris Property LLC % Ticket City Inc. Agent: Drenner Group, PC (Leah M. Bojo). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.  
**This item was postponed to October 21, 2021 at the request of the applicant on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**
129. C14-2021-0017 - 5708 Springdale Rd - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 5708 Springdale Road (Little Walnut Creek Watershed). Applicant's Request: To rezone from community commercial-neighborhood plan (GR-NP) combining district zoning to community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant community commercial-mixed use-neighborhood plan (GR-MU-NP) combining district zoning. Owner/Applicant: Willie C. Lewis. Agent: Drenner Group, PC, (Leah Bojo). City Staff: Mark Graham, 512-974-3574 District(s) Affected: District 1.  
**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**
130. C14-2020-0144 - 2700 S. Lamar - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning a property locally known as 2700, 2706, 2708, 2710, 2714 South Lamar Boulevard, Part of 2738 South Lamar Boulevard and 2803 Skyway Circle (Barton Creek Watershed-Barton Springs Zone, and West Bouldin Creek Watershed). Applicant Request: To rezone from community commercial (GR) district zoning, commercial-liquor sales-vertical mixed use building (CS-1-V) combining district zoning, community commercial-vertical mixed use building (GR-V) combining district zoning, community commercial-vertical mixed use building-conditional overlay (GR-V-CO) combining district zoning, and multifamily residence medium density (MF-3) district zoning to multifamily residence highest density (MF-6) district zoning. Staff Recommendation: To grant multifamily residence highest density (MF-6) district zoning. Planning Commission Recommendation: To be forwarded to City Council without a recommendation due to lack of an affirmative vote. Owners: Huaylas LLC; Sola 2706 LLC; Davis 2708 S Lamar LLC; Davis S Lamar LLC; Blue Crow Properties LTD; Goodwill Industries of Central Texas; and 2803 Skyway LLC. Agent: Armbrust & Brown (Michael Whellan). City Staff: Kate Clark, 512-974-1237. This action concerns land located in the Barton Springs Zone. District(s) Affected: District 5.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

131. C14-2020-0151 - 8401-8407 South 1st Street - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8401, 8403, 8405, and 8407 South 1st Street (South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning; single family residence-standard lot (SF-2) district zoning; townhouse and condominium residence-conditional overlay (SF-6-CO) combining district zoning; and neighborhood commercial-mixed use-conditional overlay (LR-MU-CO) combining district zoning to multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant multifamily residence-moderate-high density-conditional overlay (MF-4-CO) combining district zoning. Owner/Applicant: 8401 Venture LP (Herman Cardenas); Harvey Kronberg. Agent: Smith Robertson L.L.P. (David Hartman). City Staff: Wendy Rhoades, 512-974-7719. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 2.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

132. C14-2021-0009 - 1725 Toomey - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1725 Toomey Road (Lady Bird Lake Watershed). Applicant Request: To rezone from general commercial services (CS) district zoning to multifamily residence highest density (MF-6) district zoning. Staff Recommendation: To grant multifamily residence highest density (MF-6) district zoning. Planning Commission Recommendation: To be reviewed October 12, 2021. Owner/Applicant: 1725 Toomey LLC. Agent: Drenner Group PC (Amanda Swor). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 5.

**This item was postponed to October 21, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

133. C14-2021-0115 - 4009 & 4011 Clawson Road - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known 4009 and 4011 Clawson Road (West Bouldin Creek). Applicant Request: To rezone from family residence (SF-3) district zoning to urban family residence (SF-5) district zoning. Staff Recommendation and Planning Commission Recommendation: To grant urban family residence (SF-5) district zoning. Owner/Applicant: Clawson Heights LLC (Frank Gordon). Agent: Thrower Design (Ron Thrower). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 5.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

134. C814-04-0187.02.SH - Goodnight Ranch PUD - 2nd Amendment - Approve second and third readings of an ordinance amending City Code Title 25 by zoning and rezoning property locally known as the east side of Old Lockhart Road between Nuckols Crossing Road and Capitol View Drive (Onion Creek Watershed). Applicant's Request: To zone and rezone from interim-single family residence-standard lot (I-SF-2) district zoning and planned unit development (PUD) district zoning to planned unit development (PUD) district zoning, to change conditions of zoning, with conditions. This ordinance may include waiver of fees, alternative funding methods, modifications of City regulations, and acquisition of property. First Reading approved on July 29, 2021. Vote: 11-0. Applicants: Austin Goodnight Ranch, L.P. (Terry Mitchell); MVE Venture, Ltd. (C. Dean Goodnight). Agents: Austin Goodnight Ranch, L.P. (Myra Goepp); Alice Glasco Consulting (Alice Glasco). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 2.

**Ordinance No. 20210930-134 for planned unit development (PUD) district zoning, to change conditions of zoning, with conditions was approved on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

**Following discussions with CapMetro the applicant has agreed to update Exhibit C, the general land use map, and revise Exhibit E, the zoning and land use summary table to reflect the addition of a transportation terminal. The proposed transportation terminal site is located at the South side of Slaughter Ln., West of Vertex Blvd.**

135. C14-2021-0093 - HoltCAT Site Improvements - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning and rezoning property locally known as 9601 South IH 35 Service Road Northbound (Onion Creek Watershed). Applicant's Request: To zone and rezone from interim-rural residence (I-RR) district zoning, interim-single family residence-standard lot (I-SF-2) district zoning and limited industrial services-conditional overlay (LI-CO) combining district zoning to general commercial services-conditional overlay (CS-CO) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant general commercial services-conditional overlay (CS-CO) combining district zoning. Owner/Applicant: Holt Machinery Company (A.J. Shedrock, Jr.). Agent: Kimley-Horn and Associates, Inc. (Luke Caraway). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 5.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

136. C14-2021-0094 - Fox Hollow Multifamily - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning locally known as 2117 Brandt Road (Onion Creek Watershed). Applicant's Request: To zone from interim-rural residence (I-RR) district zoning to multifamily residence-low density (MF-2) district zoning, as amended. Staff Recommendation: To grant multifamily residence-low density (MF-2) district zoning, with conditions. Zoning and Platting Commission Recommendation: To forward to Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Jesus Turullols. Agent: Dunaway Associates, Inc. (J Segura). City Staff: Wendy Rhoades, 512-974-7719. District(s) Affected: District 5.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

137. C14-2021-0111 - 300 & 301 Pressler and 1505 W. 3rd Street-Parcel 1 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 301 Pressler Street (Lady Bird Lake Watershed). Applicant's Request: To rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant limited industrial services-planned development area - neighborhood plan (LI-PDA-NP) combining district zoning. Owner: Pressler RRI, LP (Donald J. Reese). Agent: Husch Blackwell, LLP, (Nikelle Meade). Staff: Mark Graham, 512-974-3574. District(s) Affected: District 9.  
**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**
138. C14-2021-0112 - 300 & 301 Pressler and 1505 W. 3rd Street-Parcel 2 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 301 Pressler Street and 1409 and 1501 West 3rd Street (Lady Bird Lake Watershed). Applicant's Request: To rezone from general commercial services-conditional overlay-neighborhood plan (CS-CO-NP) combining district zoning to limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant limited industrial services-planned development area-neighborhood (LI-PDA-NP) combining district zoning. Owner: Pressler RRI, LP (Donald J. Reese). Agent: Husch Blackwell, LLP, (Nikelle Meade). Staff: Mark Graham, 512-974-3574. District(s) Affected: District 9.  
**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**
139. C14-2021-0113 - 300 & 301 Pressler and 1505 W. 3rd Street-Parcel 3 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1505 West 3rd Street (Lady Bird Lake Watershed). Applicant's Request: To rezone from limited industrial services-conditional overlay-neighborhood plan (LI-CO-NP) combining district zoning to limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Staff Recommendation and Planning Commission Recommendation: To grant limited industrial services-planned development area-neighborhood plan (LI-PDA-NP) combining district zoning. Owner: Pressler RRI, LP (Donald J. Reese). Agent: Husch Blackwell, LLP, (Nikelle Meade). Staff: Mark Graham, 512-974-3574. District(s) Affected: District 9.  
**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

140. C14-2021-0119 - McHeath 1.48 - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 911 and 915 West Dittmar Road (South Boggy Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning and single-family residence standard lot (SF-2) district zoning to multifamily residence low density (MF-2) district zoning. Staff Recommendation: To grant multifamily residence low density (MF-2) district zoning. Zoning and Platting Commission Recommendation: To be reviewed on September 21, 2021. Owner: McHeath Ventures, LLC (Chris McClearin). Agent: Bennett Consulting (Rodney Bennett). Staff: Mark Graham, 512-974-3574. A valid petition has been filed in opposition to this rezoning request. District(s) Affected: District 2.  
**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**
141. C14-2021-0117 - West Slaughter Lane Residences - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1017 West Slaughter Lane (Slaughter Creek Watershed). Applicant's Request: To rezone from development reserve (DR) district zoning to community commercial - mixed use-vertical mixed use building (GR-MU-V) combining district zoning. Staff Recommendation and Zoning and Platting Commission Recommendation: To grant community commercial-mixed use-vertical mixed use building (GR-MU-V) combining district zoning. Owner: Jamee F. & Charles Stewart. Agent: Alice Glasco Consulting (Alice Glasco). Staff: Mark Graham, 512-974-3574. District(s) Affected: District 5.  
**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**
142. C14-2021-0100 - Luby's Site - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 8176 North MoPac Expressway Service Road Southbound (Shoal Creek Watershed). Applicant Request: To rezone from neighborhood commercial (LR) district zoning to multifamily residence-highest density (MF-6) district zoning. Staff Recommendation: To grant multifamily residence-highest density (MF-6) district zoning. Zoning and Platting Commission Recommendation: To forward to City Council without a recommendation due to lack of an affirmative vote. Owner/Applicant: Luby's Fuddrucker's Restaurants, LLC (Bill Gordon). Agent: Armbrust & Brown, PLLC (Michael Whellan). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 10.  
**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**
143. C14-2021-0080 - Techridge 2 - Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 13100 ½ McCallen Pass, 13112 ½ McCallen Pass, and 13200 ½ McCallen Pass; and 13300 Center Lake Drive (Walnut Creek Watershed). Applicant Request: To rezone from limited industrial-planned development area (LI-PDA) combining district zoning to limited industrial-planned development area (LI-PDA) combining district zoning, to change a condition of zoning. First Reading approved on August 26,

2021. Vote: 11-0. Owner/Applicant: Centerstate 99, Ltd., TECHRIDGE PLD 2019 LP. Agent: Armbrust & Brown, L.L.P. (Amanda Morrow). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 2.

**Ordinance No. 20210930-143 for limited industrial-planned development area (LI-PDA) combining district zoning, to change a condition of zoning was approved on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

144. C14-2021-0090 - 620 Hill Country Center - Conduct a public hearing and approve an ordinance amending City Code Title 25 by zoning and rezoning property locally known as 11624 ½ Anderson Mill Road (Lake Creek and Bull Creek Watersheds). Applicant Request: To zone and rezone from interim-rural residence (I-RR) district zoning, limited office-conditional overlay (LO-CO) combining district zoning, neighborhood commercial-conditional overlay (LR-CO) combining district zoning and community commercial-conditional overlay (GR-CO) combining district zoning to community commercial-mixed use combining (GR-MU) district zoning. Staff Recommendation: To grant community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. Zoning and Platting Commission Recommendation: To grant community commercial-conditional overlay (GR-CO) combining district zoning. Owner/Applicant: Magna Properties, LTD (Elias Sarkas). Agent: Mathias Company (Richard Mathias). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 6.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

145. C14-2021-0101 - Verde Square - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 10401 1/2, 10431, 10435, 10505, and 10509 Burnet Road (Little Walnut Creek Watershed). Applicant Request: To rezone from north burnet/gateway -neighborhood plan (NBG-NP) combining district zoning (commercial mixed use subdistrict) to north burnet/gateway- neighborhood plan (NBG- NP) district zoning (commercial mixed use-gateway zone subdistrict). Staff Recommendation and Planning Commission Recommendation: To grant north burnet/gateway-neighborhood plan (NBG-NP) district zoning (commercial mixed use-gateway zone subdistrict). Owner/Applicant: 27 Real Estate Ventures, L.P. (J. Anthony Precourt). Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Sherri Sirwaitis, 512-974-3057. District(s) Affected: District 7.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

146. NPA-2020-0021.01- Woodland on IH35 -Approve second and third readings of an ordinance amending Ordinance No. 20061116-055, the East Riverside/Oltorf Combined Neighborhood Plan, an element of the Imagine Austin Comprehensive Plan, to change the land use designation on the future land use map (FLUM) on property locally known as 1829 South IH-35 Service Road Northbound (Harper's Branch Watershed) from Commercial to Multifamily Residential land use. First Reading approved Multifamily Residential land use on August 26, 2021. Vote: 11-0. Owner/Applicant: Gopal Guthikonda. Thrower Design (Ron Thrower & Victoria Haase). City

Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695. District(s) Affected: District 9.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210930-146 to, to change the land use designation on the future land use map (FLUM) to Multifamily Residential land use was approved on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

147. C14-2020-0075 - Woodlands on IH35 - Approve second and third reading an ordinance amending City Code Title 25 by rezoning a property locally known as 1829 South IH 35 Service Road Northbound (Harper's Branch Creek Watershed). Applicant Request: To rezone from community commercial-neighborhood plan (GR-NP) combining district zoning to multifamily residence highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning, as amended. First Reading approved multifamily residence highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning, as amended on August 26, 2021. Vote 11-0. Owner/Applicant: Woodland on IH35 Properties LLC (Gopal Guthikonda). Agent: Thrower Design (Ron Thrower and Victoria Haase). City Staff: Kate Clark, 512-974-1237. District(s) Affected: District 9.

**Ordinance No. 20210930-147 for multifamily residence highest density-conditional overlay-neighborhood plan (MF-6-CO-NP) combining district zoning, as amended was approved on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

148. C14-2021-0087 CKB Johnny Morris -Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 6402 Johnny Morris Road (Walnut Creek Watershed). Applicant's Request: To rezone from limited industrial services-conditional overlay (LI-CO) combining district zoning to community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning. First reading approved community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning on August 26, 2021. Vote: 11-0. Owner/Applicant: LSIR, Ltd. (Carey Legett III). Agent: Drenner Group PC (Dave Anderson). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.

**Ordinance No. 20210930-148 for community commercial-mixed use-conditional overlay (GR-MU-CO) combining district zoning, with the following prohibition was approved on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

**The additional prohibition was:**

**Prohibit drive-through services as an accessory to restaurant use.**

149. C14-88-0137(RCT)- Johnny Morris Multi-Family - Conduct a public hearing and approve a restrictive covenant termination on a property locally known as 6402 Johnny Morris Road (Walnut Creek Watershed). Applicant Request: To terminate the public restrictive covenant associated with zoning case C14-88-137. Staff and Zoning and Platting Commission Recommendation: To terminate the public restrictive covenant associated with zoning case C14-88-137. Owner/Applicant: LSIR, Ltd. (Carey Legett III). Agent: Mahoney Engineering (Daniel Mahoney). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.

**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

150. NPA-2020-0002.01- Fair Market - Approve second and third readings of an ordinance amending Ordinance No. 990513-70 East Cesar Chavez Neighborhood Plan and Ordinance No. 20081211-083 Plaza Saltillo (TOD) Station Area Plan, an element of the Imagine Austin Comprehensive Plan, to change the base maximum building height from 60 feet to a maximum height of 85 feet on properties locally known as 1100, 1108, and 1110 East 5th Street; and 502 and 504 Waller Street (Waller Creek Watershed). First reading approved a maximum building height of 85 feet on August 26, 2021. Vote: 9-0. Owner/Applicant: Montwalk Holdings, Ltd. (R. Cullen Powell). Agent: Armbrust & Brown, PLLC (Richard T. Suttle, Jr.). City Staff: Maureen Meredith, Housing and Planning Department, (512) 974-2695. District(s) Affected: District 3.
- A motion to approve the ordinance on second reading only with direction to return to Council on November 4, 2021 was approved on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**
151. C14-2021-0061 Fair Market Rezoning-Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1100, 1108, and 1110 East 5th Street and 502 and 504 Waller Street (Waller Creek Watershed). Applicant's Request: To rezone from transit oriented development-neighborhood plan (TOD-NP) combining district zoning to transit oriented development-neighborhood plan (TOD-NP) combining district zoning, to change the base maximum building height from 60 feet to 85 feet. First reading approved transit oriented development-neighborhood plan (TOD-NP) combining district zoning, to change the base maximum building height from 60 feet to 85 feet, on August 26, 2021. Vote: 9-0. Owner/Applicant: Montwalk Holdings, Ltd. (R. Cullen Powell). Agent: Armbrust & Brown, PLLC (Richard Suttle). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 3.
- A motion to approve the ordinance on second reading only with direction to return to Council on November 4, 2021 was approved on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**
152. C14-2021-0023.SH Anderson Creek Affordable Housing- Approve second and third readings of an ordinance amending City Code Title 25 by rezoning property locally known as 1701 East Anderson Lane (Little Walnut Creek Watershed). Applicant's Request: To rezone from limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning to community commercial-neighborhood plan (GR-NP) combining district zoning, as amended. First reading approved community commercial-neighborhood plan (GR-NP) combining district zoning, on July 29, 2021. Vote: 6-5. Owner/Applicant: 183 Apartment Site Ltd. (Patricia Ivy). Agent: Thrower Design (A. Ron Thrower). City Staff: Heather Chaffin, 512-974-2122. This case has been withdrawn by the Applicant and replaced with agenda item #153. District(s) Affected: District 1.
- This item was withdrawn.**

153. C14-2021-0023.SH Anderson Creek Affordable Housing- Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1701 East Anderson Lane (Little Walnut Creek Watershed). Applicant's Request: To rezone from limited office-conditional overlay-neighborhood plan (LO-CO-NP) combining district zoning and rural residence-neighborhood plan (RR-NP) combining district zoning to community commercial-neighborhood plan (GR-NP) combining district zoning. Staff and Planning Commission Recommendation: To grant community commercial-neighborhood plan (GR-NP) combining district zoning. Owner/Applicant: 183 Apartment Site Ltd. (Patricia Ivy). Agent: Thrower Design (A. Ron Thrower). City Staff: Heather Chaffin, 512-974-2122. District(s) Affected: District 1.  
**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**
154. C14H-2021-0116 - 1037 Reinli Street - Travis County Fire Control Operations Center - Conduct a public hearing and approve an ordinance amending City Code Title 25 by rezoning property locally known as 1037 Reinli Street. Applicants: Lee Basore/David Basore. Applicants' Request: rezone to general commercial services-mixed use-historic landmark-neighborhood plan (CS-MU-H-NP) combining district zoning. Staff Recommendation, Historic Landmark Commission Recommendation, and Planning Commission Recommendation: Grant rezoning to general commercial services-mixed use-historic landmark-neighborhood plan (CS-MU-H-NP) combining district zoning. City Staff: Kalan Contreras, Housing & Planning Department, 512-974-2727. District(s) Affected: District 4.  
**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**
155. HR-2021-085731 and HR-2021-085739 - Grandberry Building and Mitchell-Robertson Building. Conduct a public hearing and approve a restrictive covenant establishing a timeline for reconstruction of historic landmark building facades at 907 and 909 Congress Avenue (Waller Creek Watershed). Applicant's Request: Approve the restrictive covenant. Staff Recommendation: Approve the restrictive covenant. Historic Landmark Commission Recommendation: Consider other legal mechanisms to establish a timeline for reconstruction and enforcement requirements if timely reconstruction does not occur. Applicant: Drenner Group, PC (Leah Bojo). City Staff: Elizabeth Brummett, Historic Preservation Office, Housing and Planning Department, 512-974-1264. District(s) Affected: District 9.  
**This item was postponed to October 14, 2021 at the request of staff on Council Member Pool's motion, Council Member Fuentes' second on a 10-0 vote. Mayor Adler was off the dais.**

## DISCUSSION ITEMS

162. Approve a resolution directing the City Manager to establish an expedited review and prioritization program for residential developments that will provide permanent supportive housing for people experiencing homelessness. Council Sponsors: Mayor Steve Adler, Council

Member Kathie Tovo, Council Member Ann Kitchen, Council Member Sabino 'Pio' Renteria, Council Member Gregorio Casar.

**Resolution No. 20210930-162 was approved, as amended below, on Mayor Adler's motion, Council Member Tovo's second on an 11-0 vote.**

**Council Member Tovo offered the following friendly amendment that was accepted without objection. The amendment was to have the first Be It Resolved clause read:**

**"The City Manager is directed to establish an expedited review and prioritization program for City processes including, but not limited to, site plan and permit review for residential developments that will provide significant permanent supportive housing for people experiencing homelessness; and, when developing this expedited review program, the City Manager should include the Homeless Strategy Officer in discussions to develop the eligibility criteria."**

**A motion to reconsider this item was approved on Council Member Pool's motion, Council Member Kitchen's second on an 11-0 vote.**

**Resolution No. 20210930-162 was approved as amended above on Mayor Adler's motion, Council Member Tovo's second on a 10-1 vote. Council Member Kelly voted nay.**

#### **AUSTIN HOUSING AND FINANCE CORPORATION MEETING**

**Mayor Pro Tem Harper-Madison recessed the Council Meeting and called the Board of Directors' Meeting of the Austin Housing Finance Corporation to order at 2:17 p.m. See separate minutes.**

112. The Mayor will recess the City Council meeting to conduct a Board of Directors' Meeting of the Austin Housing Finance Corporation. Following adjournment of the AHFC Board meeting the City Council will reconvene.

**Mayor Pro Tem Harper-Madison reconvened the Council Meeting at 2:20 p.m.**

#### **PUBLIC HEARINGS**

115. Conduct a public hearing in accordance with Texas Parks and Wildlife Code Chapter 26 to consider a resolution authorizing a change in use of dedicated parkland, known as Davis White Northeast Neighborhood Park and Southern Walnut Creek Greenbelt, for Austin Water to construct, install, use, maintain, and repair approximately 840 linear feet (51,506 SF) of permanent, subterranean wastewater lines and approximately 6,925 square feet of temporary work area in order to provide wastewater service to the future East Parke Subdivision. District(s) Affected: District 1. Strategic Outcome(s): Health and Environment, Government that Works for All.

**The public hearing was conducted and a motion to close the public hearing and approve Resolution No. 20210930-115, with the following direction, was approved on Council Member Tovo's motion, Council Member Ellis' second on an 11-0 vote.**

**The direction was:**

**That the mitigation fees are invested in either this parkland or high priority projects in the immediate vicinity.**

### **EMINENT DOMAIN**

113. Approve a resolution authorizing the filing of eminent domain proceedings for the Burnet Road Corridor Project for the acquisition of a Sidewalk, Trail and Recreational Easement comprising approximately 0.0255 of an acre of land (approximately 1,113 square feet), a Drainage Easement of approximately 0.0029 of an acre of land (approximately 125 square feet), and a Temporary Construction Easement of approximately 0.0322 of an acre of land (approximately 1,403 square feet), being out of and a portion of the James P. Wallace Survey No. 18, Abstract No. 792 in the City of Austin, Travis County, Texas, being a portion of Lot 2, Dayton-Carr Industrial Subdivision, a subdivision of record in Book 83, Pages 149A-149B, Plat Records, Travis County, Texas in the amount of \$135,964.00, for the public use of constructing a shared-use-path route and landscaping within the project area to address congestion and enhance safety for pedestrians and cyclists. The owner of the needed property is SATGURU, L.L.C., a Texas limited liability company. The property is located at 9100 Burnet Rd., Austin, Texas 78758. The general route of the project is within District 7 along Burnet Road between Koenig Lane to MoPac Expressway. District(s) Affected: District 7. Strategic Outcome(s): Mobility, Safety.

**Resolution No. 20210930-113 was approved on Council Member Tovo's motion, Council Member Kelly's second on an 11-0 vote.**

114. Approve a resolution authorizing the filing of eminent domain proceedings for the Burnet Road Corridor Project for public use, reducing vehicular delay, improving the effectiveness of transit, creating continuous ADA-compliant sidewalks, and continuous bicycle facilities, by the acquisition of a Sidewalk, Trail and Recreation Easement comprising approximately 0.0562 of an acre of land (approximately 2,450 square feet), being out of and a portion of the James P. Wallace Survey No. 18, Abstract No. 792 in the City of Austin, Travis County, Texas, being a portion of Lot 6, Block 'A', Resubdivision of Blocks 'A' and 'B', Waterford Centre, a subdivision of record in Book 95, Page 314, Plat Records, Travis County, Texas in the amount of \$206,637.00. The owner of the needed property is Northcross Holdings, Inc., a Texas corporation formerly known as Friendly Car Care, Inc., a Texas corporation. The property is located at 9110 Burnet Rd., Austin, Texas 78758-5204. The general route of the project is along Burnet Road between Koenig Lane to MoPac Expressway. District(s) Affected: District 7. Strategic Outcome(s): Mobility, Safety.

**Resolution No. 20210930-114 was approved on Council Member Tovo's motion, Council Member Kelly's second on an 11-0 vote.**

### **DISCUSSION ITEMS CONTINUED**

3. Approve a resolution authorizing Austin Water to continue a pilot program and issue incentives during Fiscal Year 2021-2022 for alternative onsite water reuse systems for large new commercial and multi-family developments under the utility's new regulatory framework, in a total aggregate amount not to exceed \$1,000,000, and not to exceed \$500,000 for each individual

project. September 21, 2021- No recommendation from the Resource Management Commission as the motion failed on a 5-1 vote, with Commissioners Angoori, Brenneman, Davis, and Smith absent, Commissioner Stone abstaining, and one vacancy. Strategic Outcome(s): Health and Environment.

**Resolution No. 20210930-003 was approved on Council Member Kitchen's motion, Council Members' Renteria's and Alter's second on a 10-1 vote. Council Member Kelly voted nay.**

#### **PUBLIC HEARINGS CONTINUED**

118. Conduct a public hearing and consider an ordinance for the full-purpose annexation of approximately 25.0 acres located in Travis County at 11213 North FM 620 Road; and ratify an agreement with the owner of the land for the provision of services. The property is adjacent to Austin Council District 6. Strategic Outcome(s): Government that Works for All.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210930-118 was approved on Council Member Kelly's motion, Council Member Pool's second on a 9-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Harper-Madison and Council Members Casar, Ellis, Fuentes, Kelly, Kitchen, Pool, and Renteria. Those voting nay were: Council Members Alter and Tovo.**

#### **DISCUSSION ITEMS CONTINUED**

4. Approve Service Extension Request No. 4652 for wastewater service to a 34.4 acre tract located at 11213 FM 620 within the Drinking Water Protection Zone, partially within the City's full-purpose jurisdiction, partially within the City's 2-mile extra-territorial jurisdiction, and Austin Water's service area. District(s) Affected: District 6. Strategic Outcome(s): Government that Works for All.

**This item was withdrawn without objection.**

#### **PUBLIC HEARINGS CONTINUED**

116. Conduct a public hearing and consider an ordinance regarding floodplain variances for the construction of an office building and associated parking at 1514 W. Koenig Lane within the 25-year and 100-year floodplains of the Hancock Branch Tributary of Shoal Creek. District(s) Affected: District 7. Strategic Outcome(s): Safety.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210930-116 was approved on Council Member Pool's motion, Council Member Kelly's second on an 11-0 vote.**

163. Conduct a public hearing and consider an ordinance amending Ordinance No. 20210811-002 to set the Fiscal Year 2021-22 power supply adjustments, community benefit charges, and regulatory charges for Austin Energy customers.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210930-163 was approved on Council Member Pool's motion, Mayor Adler's second on an 11-0 vote.**

#### **DISCUSSION ITEMS CONTINUED**

83. Ratify a contract with Lincoln Property Company Commercial, Inc., for property management services at the City's Planning and Development Center, in the amount of \$1,949,040. Related to Item 84. (Note: This contract is exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established). Strategic Outcome(s): Government that Works for All.  
**The motion to ratify the contract with Lincoln Property Company Commercial, Inc., was approved on Council Member Tovo's motion, Council Member Alter's second on an 11-0 vote.**
84. Authorize an amendment to an existing contract with Lincoln Property Company Commercial, Inc., for continued property management services at the City's Planning and Development Center, to extend the term by 17 months and for an increase in the amount of \$4,050,960, for a revised total contract amount not to exceed \$6,000,000. Related to Item 83. (Note: This contract is exempt from the City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program; therefore, no subcontracting goals were established). Strategic Outcome(s): Government that Works for All.  
**This item was postponed to October 14, 2021 on Council Member Tovo's motion, Council Member Ellis' second on a 10-0 vote. Council Member Casar was off the dais.**
96. Authorize negotiation and execution of a contract with Found Design LLC d/b/a Merje, to provide planning and design services, for a term of two years in an amount not to exceed \$250,000. (Note: This solicitation was reviewed for subconsultant opportunities in accordance with City Code Chapter 2-9C Minority Owned and Women Owned Business Enterprise Procurement Program. For the services required for this solicitation, there were no subconsultant opportunities; therefore, no subconsultant goals were established.). Strategic Outcome(s): Economic Opportunity and Affordability, Culture and Lifelong Learning.  
**This item was postponed to October 14, 2021 on Council Member Tovo's motion, Council Member Fuentes' second on a 10-0 vote. Council Member Casar was off the dais.**
110. Approve a resolution regarding Climate Equity Plan implementation. Council Sponsors: Council Member Alison Alter, Council Member Gregorio Casar, Council Member Vanessa Fuentes, Council Member Leslie Pool, Council Member Kathie Tovo, Council Member Ann Kitchen, Mayor Steve Adler, Council Member Paige Ellis, Mayor Pro-Tem Natasha Harper-Madison.  
**A motion to approve the resolution was made on Council Member Alter's motion, Council Member Kitchen's second.**

**Council Member Kitchen offered the following amendment:**

**Amend the last Be It Further Resolved clause to read:**

**“The City Manager is directed to create a public-facing, accessible dashboard, webpage, or similar mechanism to provide up-to-date information on the methods and metrics on the City's progress in implementing the 2021 Climate Equity Plan and net-zero goals overall. The information presented should include aspects of other City plans (such as the Austin Strategic Mobility Plan and the Austin Energy Resource, Generation, and Climate Protection Plan) that have an impact on reducing community-wide emissions.**

The City Manager is further directed to provide regular accessible public engagement opportunities regarding the implementation of the climate plan, and to evaluate extending the Climate Ambassador program to incorporate the implementation stage of the 2021 Climate Equity Plan. The City Manager is directed to return by November 1, 2021, with a schedule and approach for these public engagement opportunities and plans related to extending the Climate Ambassador program, as part of identifying and defining leadership responsibilities as directed in the 2nd Be It Resolved above.

The City Council additionally supports updating bylaws for the Joint Sustainability Committee to add additional members to the committee from the Austin community, appointed by City Council. The City Council recognizes and appreciates the role of the Joint Sustainability Committee in advancing the City's climate goals and recognizes the benefit of a racial diversity in this work and commits to appointing new members that will improve racial diversity on the committee. The City Manager is directed to return by November 1, 2021 with a draft ordinance to update the bylaws of the Joint Sustainability Committee."

Council Member Alter offered the following amendment to the amendment that was accepted without objection. The amendment to the amendment was to have the last two paragraphs of the last Be It Further Resolved clause read:

"The City Manager is further directed to provide regular accessible public engagement opportunities regarding the implementation of the climate plan, and to evaluate extending the Climate Ambassador program to incorporate the implementation stage of the 2021 Climate Equity Plan. The City Manager is directed to return by November 1, 2021, with a schedule and approach for these public engagement opportunities and plans related to extending the Climate Ambassador program, as part of identifying and defining leadership responsibilities."

The City Council additionally supports updating bylaws for the Joint Sustainability Committee to add additional members to the committee from the Austin community, appointed by City Council. The City Council recognizes and appreciates the role of the Joint Sustainability Committee in advancing the City's climate goals and recognizes the benefit of racial diversity in this work and commits to appointing new members that will improve racial diversity on the committee."

The motion to amend the resolution, as amended, was accepted without objection on Council Member Kitchen's motion.

Resolution No. 20210930-110 was approved, as amended, on Council Member Alter's motion, Council Member Kitchen's second on a 10-1 vote. Council Member Kelly voted nay.

Mayor Pro Tem Harper-Madison recessed the meeting to go into Executive Session at 4:03 p.m. without objection.

### **EXECUTIVE SESSION**

The City Council went into Executive Session, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel, to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda and to receive advice from Legal Counsel regarding any other item on this agenda.

158. Approve a resolution confirming the City Manager's appointment of Joseph Chacon as Chief of the Austin Police Department in accord with Section 143.013 of the Texas Local Government Code. Strategic Outcome(s): Economic Opportunity and Affordability, Mobility, Safety, Health and Environment, Culture and Lifelong Learning, Government that Works for All.

**Conducted.**

164. Discuss the employment, duties, and evaluation of the City Manager (Personnel matters - Section 551.074 of the Government Code).

**Conducted.**

Mayor Pro Tem Harper-Madison reconvened the Council Meeting at 8:05 p.m.

### **PUBLIC HEARINGS CONTINUED**

117. Conduct a public hearing and consider an ordinance amending City Code Chapter 25-9 (Water and Wastewater) relating to establishing new requirements for water conservation in the implementation of the Water Forward Plan, including expansion of the reclaimed water connection requirement, water benchmarking, and mandatory onsite water reuse for certain new developments and requiring an affordability report. Strategic Outcome(s): Government that Works for All.

**The public hearing was conducted and a motion to close the public hearing and approve Ordinance No. 20210930-117 was approved, as amended below, on Council Member Kitchen's motion, Council Member Tovo's second on a 10-1 vote. Council Member Kelly voted nay.**

**Council Member Kitchen offered the following amendments that were accepted without objection. The amendments were:**

**Amend Part 2 to add a new section 25-9-411(D) to read:**

**“(D) The director shall grant a variance for the requirements of this section for a large development with a multifamily component that is more than 250 feet from and within 500 feet of a reclaimed water line until December 1, 2023.”**

**Amend Part 9 to read:**

**“Part 9. Parts 1, 2, 3, 5, 6, 7 and 8 of this ordinance take effect on December 1, 2021. Part 4 of this ordinance takes effect on December 1, 2023.”**

**AFTER 10:00 P.M.**

**The motion to waive the rules and allow Council to meet after 10:00 p.m. was approved on Council Member Pool’s motion, Council Member Tovo’s second on a 10-1 vote. Council Member Alter voted nay.**

**DISCUSSION ITEMS CONTINUED**

158. Approve a resolution confirming the City Manager's appointment of Joseph Chacon as Chief of the Austin Police Department in accord with Section 143.013 of the Texas Local Government Code. Strategic Outcome(s): Economic Opportunity and Affordability, Mobility, Safety, Health and Environment, Culture and Lifelong Learning, Government that Works for All.  
**Resolution No. 20210930-158 was approved on Mayor Adler’s motion, Council Member Tovo’s second on a 9-2 vote. Those voting aye were: Mayor Adler, Mayor Pro Tem Harper-Madison, and Council Members Casar, Ellis, Fuentes, Kitchen, Pool, Renteria, and Tovo. Those voting nay were: Council Members Alter and Kelly.**

**Council Member Pool offered the following direction that was accepted without objection. The direction was:**

**Provide a regular progress report to the Council about various public commitments that have been made.**

**Mayor Pro Tem Harper-Madison adjourned the meeting at 10:22 p.m. without objection.**

**The minutes were approved on this the 14th day of October 2021 on Council Member Casar’s motion, Council Member Altar’s second on a 10-0 vote. Mayor Pro Tem Harper-Madison was off the dais.**